

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stephen M. Prouty, et al.
Serial No.: 10/016,725 Art Unit: 1651
Filed : October 30, 2001 Examiner:
For : STEAROYL-CoA DESATURASE GENE PROMOTER



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231 on

April 22, 2002

(Date of Deposit)

William E. McGowan

(Name of applicant, assignee, or Registered Representative)

(Signature)

April 22, 2002

(Date of Signature)

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Washington, D.C. 20231

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Stephen M. Prouty, Lin Zhang, and Kurt S. Stenn, entitled STEAROYL-CoA DESATURASE GENE PROMOTER, attorney Docket No. J&J-2065, to complete, pursuant to Rule 51, this application filed on October 30, 2001 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/J&J-2065/WEM in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/J&J-2065/WEM. This sheet is submitted in triplicate.

Respectfully submitted,

William E. McGowan
Reg. No. 39,301
Attorney for Applicant

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2197

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PTO/SB/01(10-00)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)	Attorney Docket Number	J&J-2065	
	First Named Inventor	Prouty	
	<i>COMPLETE IF KNOWN</i>		
	Application Number	10,016,725	
	Filing Date	October 30, 2001	
	Group Art Unit		
Examiner Name			

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.
 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Stearoyl-CoA Desaturase Gene Promoter
(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 10/30/2001 as United States Application Number or PCT International Application Number 10/016,725 and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:



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DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
60/244,508	October 31, 2000	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented Patented Patented

I hereby appoint:

☒ Practitioners at Customer Number **000027777**

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AND

☐ Practitioner(s) named below:
Name

Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to William E. McGowan at telephone number (732) 524-2197.

Direct all correspondence to: Customer Number ☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

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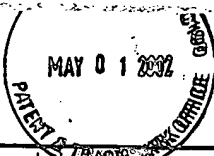
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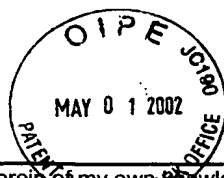
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Stephen M.		Family Name or Surname Prouty	
Inventor's Signature		Date	
Residence: City Doylestown	State PA	Country USA	Citizenship USA
Mailing Address 236 Windsor Way			
City Doylestown	State PA	ZIP 18901	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Lin		Family Name or Surname Zhang	
Inventor's Signature <i>Lin Zhang</i>		Date <i>4/1/02</i>	
Residence: City O'Fallon	State MO	Country USA	Citizenship USA
Mailing Address 9053 Harvest Run Ct.			
City O'Fallon	State MO	ZIP 63366	Country USA
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NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kurt S.		Family Name or Surname Stenn	
Inventor's Signature		Date	
Residence: City Princeton	State NJ	Country USA	Citizenship USA
Mailing Address 46 Bayard Lane			
City Princeton	State NJ	ZIP 08540	Country USA



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NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Stephen M.

Family Name
or Surname Pruty

Inventor's
Signature

Date

Residence: City Doylestown

State PA

Country USA

Citizenship USA

Mailing Address 236 Windsor Way

City Doylestown

State PA

ZIP 18901

Country USA

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NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Lin

Family Name
or Surname Zhang

Inventor's
Signature

Date

Residence: City O'Fallon

State MO

Country USA

Citizenship China

Mailing Address 9053 Harvest Run Ct.

City O'Fallon

State MO

ZIP 63366

Country USA

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Kurt S.

Family Name
or Surname Stenn

Inventor's
Signature

Date

Residence: City Princeton

State NJ

Country USA

Citizenship USA

Mailing Address 46 Bayard Lane

City Princeton

State NJ

ZIP 08540

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Given Name (first and middle [if any]) Stephen M.		Family Name or Surname Prouty	
Inventor's Signature <i>Stephen M. Prouty</i>		Date 4-3-02	
Residence: City Doylestown		State PA	Country USA
Citizenship USA			
Mailing Address 236 Windsor Way			
City Doylestown		State PA	ZIP 18901
Country USA			
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NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Lin		Family Name or Surname Zhang	
Inventor's Signature		Date	
Residence: City O'Fallon		State MO	Country USA
Citizenship China			
Mailing Address 9053 Harvest Run Ct.			
City O'Fallon		State MO	ZIP 63366
Country USA			
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NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kurt S.		Family Name or Surname Stenn	
Inventor's Signature		Date	
Residence: City Princeton		State NJ	Country USA
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City Princeton		State NJ	ZIP 08540
Country USA			